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TC 1700

PTO/SB/30 (08-00)  
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE  
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RCE/1774  
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# REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000,  
provides for continued examination of an utility or plant application  
filed on or after June 8, 1995.

See The American Inventors Protection Act of 1999 (AIPA).

Application Number	09/401,659
Filing Date	September 23, 1999
First Named Inventor	Hiroynki OGINO, et al.
Group Art Unit	1774
Examiner Name	P. Schwartz
Attorney Docket Number	03500.013851.

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

**NOTE:** 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53(d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Final Rule, 65 Fed. Reg. 50092 (Aug. 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

## 1. Submission required under 37 C.F.R. § 1.114

- a. ☒ Previously submitted
- i. ☒ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on March 28, 2003  
(Any unentered amendment(s) referred to above will be entered).
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_
- iii. ☐ Other \_\_\_\_\_
- b. ☒ Enclosed
- i. ☒ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☐ Other \_\_\_\_\_

## 2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)
- b. ☐ Other \_\_\_\_\_

## 3. Fees

The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.

- a. ☒ The Director is hereby authorized to charge any deficiencies in the following fees, or credit any overpayments, to Deposit Account No. 06-1205
- i. ☒ RCE fee required under 37 C.F.R. § 1.17(e) 06/30/2003 CCHAU1 00000074 09401659
- ii. ☒ Extension of time fee (37 C.F.R. §§ 1.136 and 1.17) 01 FC:1801 750.00 DP
- iii. ☐ Other \_\_\_\_\_
- b. ☒ Checks in the amount of \$ 750.00 for the filing fee and \$ 930.00 for the extension fee are enclosed
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

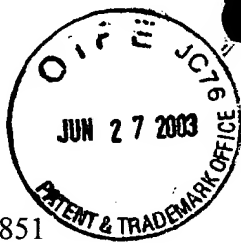
Name (Print/Type)	Jean K. Dudek	Registration No. (Attorney/Agent)	30,938
Signature	<i>Jean K. Dudek</i>	Date	June 27, 2003

## CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office on:

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Signature			

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PATENT APPLICATION

#20/8  
7-7-03  
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
Hiroyuki OGINO, et al. ) : Examiner: P. Schwartz  
Appln. No.: 09/401,659 ) : Group Art Unit: 1774  
Filed: September 23, 1999 ) :  
For: RECORDING MEDIUM ) June 27, 2003

**Mail Stop RCE**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

PRELIMINARY AMENDMENT AND  
PETITION FOR EXTENSION OF TIME

Sir:

Petition

Applicants petition the Commissioner for Patents to extend the time for response to the Office Action dated December 30, 2002, for three (3) months from March 30, 2003 to June 30, 2003. Submitted herewith is a check for \$ 930.00 to cover the fee for the extension under 37 C.F.R. § 1.17. Any deficiency in or overpayment of this fee should be charged or credited to Deposit Account No. 06-1205.

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02 FC:1253

930.00 OP

Preliminary Amendment

Preliminary to examination on the merits, Application submit the following amendments and remarks.